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*Joint Committee*

21 September 1960

**MEMORANDUM FOR THE RECORD**

**SUBJECT:   Hearing before Special Subcommittee to Investigate  
              National Intelligence Agencies**

1. The Subcommittee to Investigate National Intelligence Agencies convened at ten o'clock on Monday, 19 September 1960, to hear CIA witnesses. Kilday and Hardy were present as were Smart and Slatinshek. There were only two observers present: Colonel McKee from Air Force and a Captain from the Navy.

2. I had previously alerted Mr. Smart that we had no unclassified statement and would like the opportunity of putting into the record a prepared statement, copies of which were made available to the Subcommittee in advance. Mr. Kilday permitted General Cabell to read the prepared statement. (This included the printed portion as well as a short introduction and an insertion dealing with possible legislation.)

3. At the conclusion Mr. Hardy questioned General Cabell on the Senate Foreign Relations report on the U-2 incident which stated that CIA would not give certain information on the significance of the 1 May flight. Hardy's point again was that the executive branch should not be denying the Congress essential information and asserted that Congress can be trusted as well as the Bureaucrats. He did not push hard on his questions but rather stated forcefully his views at the conclusion of which Mr. Kilday stated that this was an old problem which had plagued our government since the time of George Washington and to his knowledge the Congress had yet to win and, therefore, it could not be settled in today's session.

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4. Hardy also stated that even more important in his mind in looking at the intelligence agencies was whether or not they are doing an effective job. He asserted that the Congo situation and the Cuban situation are examples of the U. S. Government being caught by surprise without adequate intelligence. Kilday indicated that there would be time for the Subcommittee to consider this question later. (I believe it obvious that Kilday has no intention of going into this matter.)

5. On the basis of all the presentations before the Kilday Subcommittee, I think it became clear that CIA procedures are somewhat tighter than that of other agencies. On one point, however, the Agency did not have a firm procedure. This related to automatic review and reinvestigation after passage of a stipulated time period although we assured the Subcommittee that files were reviewed a great number of times for various reasons such as transfer, promotion or allegations, etc. Nevertheless, if none of these events occur there is no automatic review of the files after a particular time. However, there appear to be no ~~follow-up~~ actions to be taken with the Subcommittee at this time. Mr. Kilday announced publicly that the hearings have been suspended while the evidence received is being evaluated.

6. Unless something further develops, it appears almost certain that no further hearings will be held and the report will be issued in due course.

s/ John S. Warner

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Legislative Counsel

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